

AO 440 (Rev. 10/93) Summons in a Civil Action

# United States District Court

DISTRICT OF MASSACHUSETTS

DENNIS E. SMITH, On Behalf of Himself  
and All Others Similarly Situated,

V.

VASO ACTIVE PHARMACEUTICALS, INC.,  
STEPHEN G. CARTER and JOHN J. MASIZ

## SUMMONS IN A CIVIL CASE

CASE NUMBER:

04-10708 RCL

TO: (Name and address of defendant)

VASO ACTIVE PHARMACEUTICALS, INC.  
99 Rosewood Drive, Suite 260  
Danvers, MA 01923

**YOU ARE HEREBY SUMMONED** and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

Nancy Freeman Gans  
MOULTON & GANS, P.C.  
33 Broad St., Suite 1100  
Boston, MA 02109-4216  
(617) 369-7979

William S. Lerach  
Darren J. Robbins  
MILBERG WEISS BERSHAD HYNES & LERACH LLP  
401 B Street, Suite 1700  
San Diego, CA 92101  
(619) 231-1058

an answer to the complaint which is herewith served upon you, within twenty (20) days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.

TONY ANASTAS

CLERK

(BY) DEPUTY CLERK



4-8-04